

IN THE CLAIMS:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

Claim 1. (*Currently Amended*) A lockable ashtray for disposing of cigarette butts, comprising:

- a dome shaped cover defining at least one aperture therein;
- wherein said dome shaped cover is substantially hemi-spherical;
- a lower section;
- a hinge connecting the said cover to the said lower section, the said cover being movable between a closed position and an open position;
- a lock attached to the said cover and the said lower section; and
- a tray disposed beneath the said cover, ~~wherein the~~ said tray ~~can~~ adapted to hold cigarette butts;
- an inflammable material, said inflammable material at least partially filling said tray;
- wherein the said cover hides cigarette butts from view, ~~the~~ and said cover and said lock preventing unauthorized access to the cigarette butts.

Claim 2. (*Canceled*)

Claim 3. (*Currently Amended*) The lockable ashtray according to claim 1, wherein ~~the cover is a dome shaped cover defining~~ said at least one circular aperture ~~therein having~~ has a diameter between about 0.5" and 2".

Claim 4. (*Currently Amended*) The lockable ashtray according to claim 1, wherein ~~the cover is a dome shaped cover defining~~ said at least one circular aperture ~~therein having~~ has a diameter between about 1" and 2".

Claim 5. (*Currently Amended*) The lockable ashtray according to claim 1, wherein ~~the cover is a dome shaped cover defining~~ said at least one circular aperture ~~therein having~~ has a diameter of about 1".

Claim 6. (*Currently Amended*) The lockable ashtray according to claim 1, wherein ~~the cover is a dome shaped cover defining~~ said at least one narrow elongated aperture ~~therein having~~ has a width between about 0.5" and 1".

Claims 7-9. (*Canceled*)

Claim 10. (*Currently Amended*) The lockable ashtray according to claim 1, wherein ~~the~~ said lock is selected from the group consisting of a recessed lock and a padlock.

Claim 11. (*Canceled*)

Claim 12. (*Currently Amended*) The lockable ashtray according to claim 1, wherein ~~the ashtray is at least partly filled with~~ said inflammable material is sand.

Claim 13. (*Currently Amended*) The lockable ashtray according to claim 1, wherein ~~the~~ said lower section is adapted to be attached to a trashcan.

Claim 14. (*Currently Amended*) The lockable ashtray according to claim 1, wherein a chain attaches ~~the~~ said lower section to a trashcan.

Claim 15. (*Currently Amended*) A lockable ashtray for depositing and temporarily storing cigarette butts, comprising:

a dome shaped cover defining an aperture therein;

wherein said dome shaped cover is substantially hemi-spherical;

a lower section;

a hinge connecting ~~the~~ said cover to ~~the~~ said lower section, ~~the~~ said cover being movable between a closed position and an open position;

a lock attached to ~~the~~ said cover and ~~the~~ said lower section; and

a tray located beneath ~~the~~ said cover, ~~the~~ said tray being capable of holding a plurality of discarded cigarette butts;

wherein ~~the~~ said cover hides cigarette butts from view, ~~the~~ said cover and said lock ~~preventing~~ prevents unauthorized access to the cigarette butts.

Claim 16. (*Currently Amended*) The lockable ashtray according to claim 15, wherein ~~the~~ said aperture has circular dimensions with a diameter between about 0.5" and 2".

Claim 17. (*Currently Amended*) The lockable ashtray according to claim 15, wherein ~~the~~ said aperture has circular dimensions with a diameter between about 1" and 2".

Claim 18. (*Currently Amended*) The lockable ashtray according to claim 15, wherein ~~the~~ said aperture has circular dimensions with a diameter of about 1".

Claim 19. (*Currently Amended*) A lockable ashtray for depositing and temporarily storing cigarette butts, comprising:

a cone shaped cover defining at least one aperture of circular dimensions between about 0.5" and 2" in diameter;

a cylinder shaped vessel having an inner lining defining an internal cavity at least partly filled with a bottom layer of immobile material and an upper layer of ~~the non-inflammable~~ an inflammable material; and

a lock to reversibly secure ~~the~~ said cover to ~~the~~ said cylinder shaped vessel,

whereby ~~the~~ said lockable ashtray solves the problem of hiding cigarette butts from view while simultaneously inhibiting children or adults from gaining access to the ashtray.

Claim 20. (*Currently Amended*) The lockable ashtray according to claim 19, wherein ~~the~~ said aperture has a diameter of about 1".